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**From:** Shea, Valois [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A4217A71307D4429B7BDC7C80EB40C7D-SHEA, VALOIS]  
**Sent:** 3/29/2017 2:53:13 PM  
**To:** Michals, Stan [Stan.Michals@state.sd.us]  
**Subject:** RE: Dewey-Burdock Class III and Class V Injection Well Draft Area Permits

Hi Stan,  
The Underground Injection Control Program at EPA regulates all injection well classes in South Dakota except for Class II injection wells related to oil and gas production.

*Valois*

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Valois Shea  
U.S. EPA Region 8  
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Denver, CO 80202-1129  
Phone: (303) 312-6276  
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**From:** Michals, Stan [mailto:Stan.Michals@state.sd.us]  
**Sent:** Tuesday, March 28, 2017 4:00 PM  
**To:** Shea, Valois <Shea.Valois@epa.gov>  
**Subject:** RE: Dewey-Burdock Class III and Class V Injection Well Draft Area Permits

Thanks Valois,  
Which EPA program administers the injection well program?

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**From:** Shea, Valois [mailto:Shea.Valois@epa.gov]  
**Sent:** Friday, March 24, 2017 3:09 PM  
**To:** Michals, Stan  
**Subject:** RE: Dewey-Burdock Class III and Class V Injection Well Draft Area Permits

Hi Stan,  
We are also seeking comments on the draft Cumulative Effects Analysis documents, in addition to the other documents you listed below.  
Thanks for checking on this.

*Valois*

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**From:** Michals, Stan [<mailto:Stan.Michals@state.sd.us>]  
**Sent:** Friday, March 24, 2017 3:06 PM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Subject:** Dewey-Burdock Class III and Class V Injection Well Draft Area Permits

Hi Valois,

I am reviewing information provided for in the 'Public Notice: Administrative Record for the Dewey-Burdock Class III and Class V Injection Well Draft Area Permits' <https://www.epa.gov/uic/administrative-record-dewey-burdock-class-iii-and-class-v-injection-well-draft-area-permits> . I'm unclear if the "Additional Administrative Record Documents", specifically, the 'Draft Cumulative Effects Analysis' are considered a component of the Class III and V draft permits and thus subject to review and comments. The statement below is copied from the website and if read literally, it could be understood to mean that comments are sought only for the Class III and V draft area permits, and the identification of traditional cultural properties...My agency would like to provide comments on both the contents of the permits and Draft Cumulative Effects Analysis. Please provide us with an explanation of the scope of EPA's request.

In addition to seeking comments on the Class III and V draft area permits, the EPA is seeking public comment on the identification of traditional cultural properties at the Dewey-Burdock Project Site Area of Potential Effects, on the potential adverse effects of the proposed project, and on measures to avoid, minimize or mitigate potential adverse effects on historic and traditional cultural properties pursuant to Section 106 of the National Historic Preservation Act and 36 CFR § 800.2(d) and § 800.6(a)(4).

The EPA is also seeking comment on two options for approval of the aquifer exemption that Powertech requested related to the Class III permit application. The two options are discussed in the Aquifer Exemption Draft Record of Decision available on the EPA Region 8 UIC Program website.

The EPA has performed an Environmental Justice (EJ) analysis for the Dewey-Burdock UIC permitting actions and is seeking comment on the Draft EJ analysis document.

Thank you,

Stan Michals -Energy and Minerals Coordinator  
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***"Serving People, Managing Wildlife"***

***The Division of Wildlife will manage South Dakota's wildlife and fisheries resources and their associated habitats for their sustained and equitable use, and for the benefit, welfare, and enjoyment of the citizens of this state and its visitors.***

